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the USPTO at the following number (Official Facsimile Number)
Final Actions for Technology Center 1600): 703-872-9306, on

Dec. 3, 2001

By: Joanne R. Peltz

Attorney Docket No: 02-101510US
Client Ref: 0240.210US

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GROUP 1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Volker Heinrichs *et al.*

Application No.: 09/685,189

Filed: October 6, 2000

For: IFN-ALPHA HOMOLOGUES

Examiner: J. Andres

Art Unit: 1646

**PRELIMINARY AMENDMENT and
RESPONSE TO RESTRICTION
REQUIREMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Requirement for Restriction/Election dated November 2, 2001,
Applicants respectfully request that the following Amendment be considered prior to examination on
the merits of the above cited-application in view of the following remarks. The following
documents are enclosed herewith:

- 1) A transmittal sheet;
- 2) A marked Copy of the amended claims (Appendix A); and
- 3) A courtesy copy of the pending claims (Appendix B).

AMENDMENT

In the Claims:

Please amend the claims by substituting the following claims for the corresponding
previously pending claims of the same number(s):

34. (Amended) An isolated or recombinant polypeptide, comprising:
the amino acid sequence: CDLPQTHSLG-X₁₁-X₁₂-RA-X₁₅-X₁₆-LL-X₁₉-QM-X₂₂-R-X₂₄-S-
X₂₆-FSCLKDR-X₃₄-DFG-X₃₈-P-X₄₀-EEFD-X₄₅-X₄₆-X₄₇-FQ-X₅₀-X₅₁-QAI-X₅₅-X₅₆-X₅₇-HE-X₆₀-X₆₁-
QQTFN-X₆₇-FSTK-X₇₂-SS-X₇₃-X₇₆-W-X₇₈-X₇₉-X₈₀-LL-X₈₃-K-X₈₅-ST-X₈₈-L-X₉₀-QQLN-X₉₅-